

UNITED STATES DISTRICT COURT

Western

District of

Virginia

JOHN F. CORCORAN, CLERK
BY:
DEPUTY CLERK

UNITED STATES OF AMERICA

V.

ORDER OF TEMPORARY DETENTION
PENDING HEARING PURSUANT TO
BAIL REFORM ACT

Gustavo Cardenas

Defendant

Case Number: 7:09-MJ-277

Upon motion of the _____ defendant _____, it is ORDERED that a
 detention hearing is set for _____ 6/10/2009 * at _____ 2:30 pm
Date *Time*
 before _____ the Honorable Michael F. Urbanski, United States Magistrate Judge
Name of Judicial Officer
 United States District Court, Western District of Virginia, Roanoke Division
Location of Judicial Officer

Pending this hearing, the defendant shall be held in custody by (the United States marshal)

(_____) and produced for the hearing.
Other Custodial Official

Date: _____ 6/9/2009


Judge

*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.